

☐ Mark this box if this form contains Restricted Information.



CIRCUIT COURT FOR Frederick County

☒ , MARYLAND

Located at 100 West Patrick, St.

Case No. C10CR21000535

Plaintiff STATE OF MARYLAND

vs. Defendant Norris B. Ellis

Address 100 W. Patrick St.

Address 7300 Marcies Choice Lane

City, State, Zip Frederick MD 21701

City, State, Zip Frederick, MD 21704

Telephone Number N/A

Telephone Number N/A

MOTION
(Md. Rule 2-311)

MDEC counties only: If this submission contains Restricted Information (confidential by statute, rule or court order) you must file a Notice Regarding Restricted Information Pursuant to Rule 20-201.1 (form MDJ-008) with this submission, and check the Restricted Information box on this form.

I, _____, ☐ plaintiff ☐ defendant, move that the court grant the

following request in the above-referenced matter:

Now comes the defendant Norris B. Ellis, Proceeding Pro Se
Pursuant to Maryland Rule 4-252 MOTIONS IN CIRCUIT COURT. And
the defendant herein request review of Trial and Re-Trial due
to errors and irregularities directly relating to the Jury...

(Continue to page two (2) if in need of additional writing space.)

Currently scheduled ☐ hearing ☐ trial date and time: May 15-19 2023

☒ Grounds and authorities: 6th and 14th Amendment

☒ Request for hearing.

I solemnly affirm under the penalties of perjury that the contents of this document are true to the best of my knowledge, information, and belief.

06/15/2023 Date
7300 Marcies Choice Ln (FCADC) Address
Frederick, Md 21704 City, State, Zip
N/A E-mail

Norris B. Ellis Signature of Party
Norris B. Ellis Printed Name
N/A Telephone Number
N/A Fax

Certificate of Service

I certify that I served a copy of this motion upon the following party or parties by ☒ mailing first class mail, postage prepaid, ☐ hand delivery, on _____ to:

FREDERICK COUNTY CIRCUIT COURT Name
OFFICE OF STATES ATTORNEY Name
06/15/2023 Date

100 West Patrick Street Address
Frederick Md 21701 City, State, Zip
100 West Patrick, St. Address
Frederick Md 21701 City, State, Zip
Norris B. Ellis Signature of Party

MOTION, CONTINUED

in the above captioned case, the defendant herein further asserts that his constitutional rights were violated under the 6th and 14th Amendment of the U.S. Constitution. The defendant herein further asserts how and why he arrives to the allegation of how his constitutional rights were violated in the Circuit Court for Frederick County Maryland. And those reason(s) are as follows:

1). Jury member's were repeatedly sleeping during the course of trial. The court bailiff had to repeatedly wake jury members while trial testimony and court proceedings were ongoing.

2). The defendant herein asserts that he also noticed jury members on their phones texting and/or reading text messages, the defendant cannot see this as harmless.

The defendant herein in this motion do hereby respectfully request that the court review the court-room camera's to confirm or disprove the validity of the allegations herein raised and if allegations prove to be true that a new trial be granted on the grounds that the defendant herein, right to due process and fundamental fairness were compromised by sleeping juror's and jurors on their phones, during trial.

06/15/2023

Date

Adonis B. Ellis

Signature of Party

MOTIO

MOTION, CONTINUED

The defendant herein asserts that in a Criminal Case of such Serious magnitude, wherein the defendant is charged with very Serious offenses as the defendant in the instant Case: Rape 1st Degree, 1st Degree assault, 2nd Degree assault. The offense of 1st Degree Rape alone carries a penalty of Life in prison.

The defendant herein asserts that no Juror, no Judge, no prosecutor, no defense attorney or member of the Court should be sleeping during a Trial. Jurors are vested with a very Serious responsibility in deciding the fate of another human being based upon facts and evidence presented at trial, if Juror's are asleep then how can he or she make a fair and impartial determination of the said facts and evidence which were presented at and during the trial. If Juror's are asleep or distracted by being on their phones then there is the strong and harmful possibility that the Juror may miss pertinent and very relevant testimony and vital information that could be significantly important in the process of Jury deliberation and the reaching of a fair and impartial unanimous verdict in deciding the fate of the defendant. The defendant herein asserts that because of Juror's sleeping and being on their phone's in the Jury box, that's why the Jury kept coming back with questions during their deliberation...

06/15/2023

Date

Marvis B. Ellis

Signature of Party

MOTIO

MOTION, CONTINUED

Questions which could not be answered by the Court. No defendant should ever be subjected to a sleeping and distracted jury, this was not a traffic violation case, the case herein at issue is very serious and was not taken as such by a number of jury members.

The defendant herein respectfully request of the court, in this case to give very serious review to the contentions raised in this motion and examine the court-room camera and consult with the bailiff(s) who were sworn during the course of the above captioned trial from May 15 - May 22, 2023. And if the contentions herein raised found to be true, that the remedy of the Court be a new trial.

The defendant asserts that his Constitutional Rights were violated under the Sixth (6)th and Fourteenth (14)th Amendment of the United States Constitution:

Sleeping Juror's cannot be impartial and equal protection of the law was not upheld under the 14th Amendment in the case of the defendant herein.

WHEREFORE, The defendant herein pray this honorable Court grant the remedy that is fair and in the interest of Justice.

06/15/2023

Date

Morris B. Ellis

Signature of Party

MOTIO

FCADC: Norris B. Ellis #004819
7300 Marcies Choice Ln
Frederick, Maryland
21704

BALTIMORE MD

20 JUN 2023



TO: CLERK OF CIRCUIT COURT
FOR FREDERICK COUNTY MARYLAND
100 WEST PATRICK STREET
FREDERICK MARYLAND 21701

21701-557800



This correspondence is being sent
by airmail at the Fredrick
County Det. Center.

